

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

**Before the Honorable Laura Fashing,
United States Magistrate Judge**

CLERK'S MINUTES

CASE TITLE: *United States of America
v. \$68,790.00 in U.S.
Currency*

DATE: Monday, January 28, 2019

CASE No: 1:18-cv-00561-JCH-LF

COURTROOM

CLERK: CCP

PROCEEDINGS

COURT IN

COMMENCED: 11:00 a.m.

RECESS: 11:19 a.m.

TYPE OF PROCEEDING: *Motions Hearing*

**ATTORNEY PRESENT
FOR PLAINTIFF:**

Stephen R. Kotz

**ATTORNEY PRESENT
FOR CLAIMANT:**

Erlinda O. Johns

COURT'S RULING(S):

- I. The parties contacted chambers to request a telephonic conference. Judge Fashing agreed to hold the conference immediately.
- II. The Court took up Claimant Heather Stewart's Motion to Stay Discovery (Doc. 26). Mr. Kotz advised the Court that he wants to depose claimant in order to file a motion challenging standing. Having reviewed the briefing, and in the interests of judicial efficiency, the Court advised the parties that it was not inclined to grant the motion to stay.
- III. The parties requested an extension on the remaining scheduling order deadlines. The Court agreed to grant the parties a 45-day extension on the remaining deadlines.
- IV. The Court, with the agreement of the parties, will vacate the Settlement Conference set for March 18, 2019. The Court will reset this conference for May 6, 2019.